

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

COOPER LEVENSON APRIL NIEDELMAN & WAGENHEIM, P.A.

1125 Atlantic Avenue - 3rd Floor

Atlantic City, NJ 08401

(609) 344-3161

File No. 51154.22

Attorney for Defendant, Marina District Development Company, LLC d/b/a Borgata Hotel
Casino & Spa

JOHAN DANIYAN,	:	NO. 07-cv-02734 (JHR)(JS)
	:	
	:	
Plaintiff	:	
	:	
vs.	:	Civil Action
	:	
BORGATA HOTEL CASINO,	:	DEFENDANT'S
	:	EXHIBIT LIST
	:	
Defendant.	:	
	:	

Defendant's Exhibits

1. Defendant intends to introduce the following exhibits into evidence;

No.	Description	Date	Bates No
D-1	Plaintiff's Offer letter	4/5/2005	1
D-2	Guest Room Attendant Job Description	4/5/2005	2
D-3	Employment Inquiry Release	4/11/2005	11
D-4	Plaintiff's Employment Application	4/5/2005	14-15
D-5	Electronic Employment Status	6/22/2005	16
D-6	Plaintiff's Discipline – Verbal Coaching	5/15/2005	21-22
D-7	Plaintiff's Discipline – Written Warning	5/21/2006	23
D-8	Plaintiff's Discipline – Final Written Warning	6/9/2005	24-25
D-9	Plaintiff's Discipline – Suspension	6/17/2005	26
D-10	Plaintiff's Discipline – Termination	6/20/2006	27
D-11	E-mails from Mira Zaras and Susan Guld	6/23/2005	28
D-12	E-mail from Mira Zaras	6/12/2005	29
D-13	Incident Report	6/11/2005	30-33
D-14	E-mails from Mira Zaras	6/24/2009	35
D-15	Plaintiff's Borgata Medical Pass	5/7/2005	39
D-16	Plaintiff's Borgata Medical Pass	5/8/2005	40
D-17	Policies and Procedures Review	4/21/2005	43

	Acknowledgement		
D-18	Policy and Procedures Review Acknowledgment	4/21/2005	44
D-19	Applicant Information Interview Sheet	3/19/2005	45
D-20	Applicant Data Sheet	3/14/2005	46-47
D-21	Electronic Application	3/14/2005	48-53
D-22	Associate Recorded Events	7/4/2007	54-55
D-23	Borgata Equal Employment Policy	7/3/2003	96-100
D-24	Borgata Hiring Process	7/3/2003	101-103
D-25	Borgata Introductory Period	7/3/2003	104-105
D-26	Borgata Talent Relations Policy	7/3/2003	106-107
D-27	Borgata Associate Assistance Program	7/3/2003	109-111
D-28	Borgata Employment Applications Policy	7/3/2003	112
D-29	Borgata Conduct and Work Rules Policy	7/3/2003	113-125
D-30	Borgata Investigations Policy	7/3/2003	126-134
D-31	Borgata Coaching and Progressive Discipline Policy	7/3/2003	135-143
D-32	Memo re: Equal Opportunity	4/18/2005	149
D-33	Plaintiff's Borgata W-2 Status	2005	204
D-34	Collective Bargaining Agreement Local 54	12/23/2003	207-217
D-35	Borgata Drug and Alcohol Use and Testing Policy	7/3/2003	218-226
D-36	E-mails to and from Susan Guld	7/23/2005	228-229
D-37	Disciplinary Action Electronic Print Screen	6/20/2005	246-248
D-38	Disciplinary Action Electronic Print Screen	6/17/2005	249
D-39	Disciplinary Action Electronic Print Screen	6/9/2005	250
D-40	Disciplinary Action Electronic Print Screen	6/5/2005	251
D-41	Disciplinary Action Electronic Print Screen	5/21/2005	252
D-42	Disciplinary Action Electronic Print Screen	5/15/2005	253
D-43	Borgata Drug Screening Consent Form	4/5/2005	261
D-44	E-mails from Susan Guld and Mira Zaras	6/14/2005	271
D-45	Handwritten Notes re: Plaintiff's failure to submit documentation and return to full duty status	6/11/2005	272
D-46	Radiology Report – Lumbar spine	6/14/2005	287
D-47	Radiology Report – CT Lumbar	6/14/2005	288
D-48	Atlantic City Medical Center Medical Clearance	6/11/2005	290
D-49	PACE Patient Instruction Form	6/14/2005	291
D-50	Memo from Susan Guld regarding suspension pending receipt of medical paperwork	6/17/2005	293
D-51	Medical Unit Notes	6/17/2006	294
D-52	Chronology of Events	6/17/2005	295-296
D-53	Physical Therapy Request – leave work	6/17/2005	297

	early to attend		
D-54	Medical Unit Notes	6/17/2005	298-299
D-55	Physical Therapy Request	6/15/2005	300
D-56	Borgata Medical Pass	6/16/2005	301
D-57	Medical Unit Notes	6/15/2005	302-303
D-58	Letter from Dr. Glenn Zuck of PACE Orthopedics	6/14/2005	307-308
D-59	Drug Prescriptions	6/14/2005	312-313
D-60	Borgata Medical Pass	6/14/2005	314
D-61	Authorization to Brigantine Taxi Service	6/14/2005	315
D-62	Medical Unit Notes	6/13/2005	316-318
D-63	Borgata Consent for Drug Testing	6/13/2005	320
D-64	Borgata Associate Illness Form	6/13/2005	321-322
D-65	Medical One Worker's Compensation Report	6/11/2005	323
D-66	Borgata Supervisor's Report of Associate Illness/Injury	6/11/2005	327
D-67	Worker's Compensation First Report of Injury or Illness	6/15/2005	337
D-68	Drug Test Log	5/23/2005	361-376
D-69	Discipline/Termination – Janet Schroeder	11/7/2005	598-599
D-70	Discipline/Termination – Stacy Brunetti	9/22/2005	600-601
D-71	Discipline/Termination – Felicia C. Croker	12/8/2005	602-603
D-72	Discipline/Termination – Mychael Branch	12/8/2005	606-607
D-73	Discipline/Termination – Yana Yordanova	8/29/2005	608-609
D-74	Discipline/Termination – Bambi L. Blount	11/1/2005	612-613
D-75	Discipline/Termination – Florinda Palaez de Munoz	10/7/2005	614-615
D-76	Discipline/Termination – Eli Stoyanova	8/11/2005	620-621
D-77	Discipline/Termination – Yovani I. Nozario	7/10/2005	632-633
D-78	Discipline/Termination – Jerusalem Tewoldeberhan	9/3/2005	634-635
D-79	Discipline/Termination – Carol I. Smith	12/10/2005	636-637
D-80	Discipline/Termination – Tauheed M. Shamsiddeen	4/24/2005	668-669
D-81	Discipline/Termination – Holly A. Smith	12/15/2005	670-671
D-82	Discipline/Termination – Mia A. Jones	1/3/2005	698-699
D-83	Discipline/Termination – Esperenza Mejia	3/21/2005	720-721
D-84	Discipline/Termination – Khalif S. Davis	4/3/2005	727-728
D-85	Discipline/Termination – Socorro Perez	9/1/2005	732-733
D-86	Discipline/Termination – Tatiana Bazhenova	8/17/2005	738-739
D-87	Discipline/Termination – Agustin F. Nunez	11/13/2005	742-743
D-88	Discipline/Termination – Iman C. White	12/25/2005	746-747

D-89	Discipline/Termination – Jaime S. Reid	1/3/2005	756-757
D-90	Discipline/Termination – Maria D. Gomez	5/21/2005	758-759
D-91	Discipline/Termination – Sylvia E. Gonazalez	10/23/2005	762-763
D-92	Discipline/Termination – Kumud Amin	4/28/2005	768-769
D-93	Discipline/Termination – Melvin C. Timberlake, Jr.	4/6/2005	782-783
D-94	Discipline/Termination – Elena Tarasova	9/7/2005	790-791
D-95	Discipline/Termination – Johan E. Daniyan	6/20/2005	792-793
D-96	2005 Report of GRA's Issued Discipline		1994-2016
D-97	Borgata Worker's Compensation Medical Pass and Modified Duty Policy	7/3/2003	2017-2029
D-98	Borgata Employment Applications Policy	7/3/2003	2030
D-99	Plaintiff's Acknowledgement of Housekeeping Policies and Procedures Review	4/21/2005	2031
D-100	Job Description for Housekeeping Heavy Porter	5/27/2003	2131
D-101	Housekeeping Key Control Procedure	7/2003	2140
D-102	Plaintiff's Tropicana Personnel File	5/19/08	

By: 

NANCY A. VALENTINO, ESQUIRE
Attorney for Defendant, Marina
District Development Company,
LLC d/b/a Borgata Hotel Casino & Spa

Dated: JANUARY 3, 2011

CLAC; 511243.1